

FEB. 2. 2004 1:24PM

MBS&S 919 854-1401

NO. 6319 P. 1/25

RECEIVED  
CENTRAL FAX CENTER

FEB 03 2004

OFFICIAL

Attention:  
Dr. Rodney P. Swartz, Art Unit 1645

Certificate of Transmission under 37 CFR 1.8  
Fax: (703) 872-9306

I hereby certify that this correspondence is being facsimile transmitted  
to the United States Patent and Trademark Office

on January 28, 2004.

Date

Sloan Smith  
Sloan Smith

In re: Conkle et al.  
Serial No.: 09/701,760  
Filed: April 19, 2001

Examiner: Rodney P. Swartz, Ph.D.  
Art Unit 1645  
Confirmation No. 8928

For: *Method for Purification, Recovery,  
and Sporulation of Cysts and Oocysts*

**Submission of:**

- 1) Information Disclosure Statement
- 2) PTO 1449
- 3) 2 references and English translations of each
- 4) *copy of autoreply fax from PTO*

Total Pages: *20+ cover 24 + cover*

Please call (919) 854-1400 if there are problems receiving this  
transmission.

*RESENDING on 2-2-04.*

## Auto-Reply Facsimile Transmission



TO: Fax Sender at 919 854 1401

Fax Information

Date Received:

Total Pages:

1/28/2004 5:01:41 PM [Eastern Standard Time]

2 (including cover page)

(Should be 23 pages + cover)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page

=====>

JAN 28 2004 5:01PM MBS&S 919 854-1401		LC 6 25
<b>Attention:</b> <b>Dr. Rodney P. Swartz, Art Unit 1645</b>		
Certificate of Transmission under 37 CFR 1.8 Fax: (703) 872-9306		
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office		
on <u>January 28, 2004</u> Date		
<u>Sloan Smith</u> Sloan Smith		
In re: Conkle et al. Serial No.: 09/701,780 Filed: April 19, 2001 For: Method for Purification, Recovery, and Sporulation of Cysts and Oocysts		Examiner: Rodney P. Swartz, Ph.D. Art Unit 1645 Confirmation No. 8928
Submission of: 1) Information Disclosure Statement 2) PTO 1449 3) 2 references and English translations of each		
Total Pages: 20+ cover		
<u>Please call (919) 854-1400 if there are problems receiving this transmission.</u>		

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. 1.97(d) – EXPEDITE  
EXAMINING GROUP 1645**

Attorney's Docket No. 5175.135

In re: Conkle et al.  
Serial No.: 09/701,760  
Filed: April 19, 2001  
For: *Method for Purification, Recovery, and Sporulation of Cysts and Oocysts*

Examiner: Rodney P. Swartz, Ph.D.  
Art Unit 1645  
Confirmation No. 8928  
*Method for Purification, Recovery, and Sporulation of Cysts and Oocysts*

PATENT

RECEIVED  
CENTRAL FAX CENTER

FEB 03 2004

OFFICIAL

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. § 1.97(d)**

Sir:

Attached is a list of documents on form PTO-1449 together with copies of each identified document. Also enclosed is a translation or a concise explanation of each non-English language document.

This Information Disclosure Statement is being filed after a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, but before payment of the Issue Fee. The Final Office Action or Notice of Allowance was mailed on September 9, 2003.

In accordance with the requirements of 37 C.F.R. § 1.97(d)(1), the following Certification as specified in 37 C.F.R. § 1.97(e) is made:

Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application not more than three (3) months prior to the filing of this Information Disclosure Statement.

Applicants state that each document listed on the accompanying PTO-1449 form was cited in a communication from a foreign patent office in a counterpart application and, further, this communication was not received by any individual designated in 37 C.F.R. § 1.56 (c) more than thirty days prior to the filing of this Information Disclosure Statement in accordance with the provisions of 37 C.F.R.

In re: Conkle et al.  
Serial No.: 09/701,760  
Filed: April 19, 2001  
Page 2

§1.704 (d). Accordingly, this submission is not to be considered a failure to engage in reasonable efforts to conclude prosecution of the above-referenced application under 37 C.F.R. §1.704.

Please charge Deposit Account No. 50-0220 in the amount of \$180.00 for the fee set forth in 37 C.F.R. § 1.17(i) as required by 37 C.F.R. § 1.92(d)(3). The Commissioner is authorized to charge any additional fee, or credit any refund, to said deposit account.

Respectfully submitted,




Registration No.

Myers Bigel Sibley & Sajovec, P.A.  
P. O. Box 37428  
Raleigh, North Carolina 27627  
Telephone: (919) 854-1400  
Facsimile: (919) 854-1401  
Customer No. 20792

**Certificate of Transmission under 37 CFR 1.8**

Fax: (703) 872-9306

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on January 28, 2004.

  
\_\_\_\_\_  
Sloan Smith

[illegible]

EXAMINER

EXAMINER

DATE CONSIDERED

Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in